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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Zhou, Mingdong

Confirmation No.: 7322

Serial No.: 10/516,759

Art Unit: 1614

Filed: December 2, 2004

Examiner: To be Assigned

For: ERBB3 BASED METHODS
AND COMPOSITIONS FOR
TREATING NEOPLASMS

Attorney Docket No.: 11748-006-999

TRANSMITTAL OF SEQUENCE LISTING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Defective Response ("Notification") mailed August 9, 2007 from the United States Patent and Trademark Office, Applicants submit herewith a Sequence Listing in paper and computer readable form, in accordance with 37 C.F.R. §§ 1.52, 1.821, 1.824 and 1.825. A copy of the Notification is also enclosed with this response.

Applicants respectfully request that the paper and computer readable copies of the Sequence Listing filed on February 28, 2006 be replaced with the paper copy and computer readable form of the Substitute Sequence Listings submitted herewith. In accordance with 37 C.F.R. §§ 1.821(c) and (e), the content of the paper and computer readable copies of the Sequence Listing, submitted respectively, are identical to each other. Further, in accordance with 37 C.F.R. §§ 1.821(g), the Substitute Sequence Listing submitted herewith does not introduce any new matter into the application.

A reply to the Notification is due on September 10, 2007 (September 9, 2007 falling on a Sunday). This response is thus timely filed.

No fees are believed due in connection with this transmittal. However, the Commissioner is authorized to charge all required fees under 37 C.F.R. § 1.17 and all

required extension of time fees, or credit any overpayment, to Jones Day Deposit Account
No. 50-3013 (order no. 179049-999006).

Respectfully submitted,

Date: Setember 10, 2007

Roger C. Rich 54,398
Roger C. Rich (Reg. No.)
For Nikolaos C. George (Reg. 39,201)
JONES DAY
222 East 41st Street
New York, New York 10017-6702
(212) 326-3939



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
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Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.

10/516,759

FIRST NAMED APPLICANT

Mingdong Zhou

ATTY. DOCKET NO.

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INTERNATIONAL APPLICATION NO.

PCT/CN03/00217

I.A. FILING DATE

03/26/2003

PRIORITY DATE

03/26/2002

20583
JONES DAY
222 EAST 41ST ST
NEW YORK, NY 10017

CONFIRMATION NO. 7322

371 FORMALITIES LETTER



OC000000025264781

Date Mailed: 08/09/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 12/02/2004
- Copy of the International Search Report filed on 12/02/2004
- Preliminary Amendments filed on 12/02/2004
- Biochemical Sequence Diskette filed on 05/16/2006
- Oath or Declaration filed on 03/03/2006
- Biochemical Sequence Listing filed on 03/03/2006
- U.S. Basic National Fees filed on 12/02/2004
- Priority Documents filed on 12/02/2004
- Power of Attorney filed on 05/16/2006

Applicant's response filed 05/16/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 10/28/2005 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/516,759	PCT/CN03/00217	11748-006-999

FORM PCT/DO/EO/916 (371 Formalities Notice)